IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

CRIMINAL APPLICATION NO. 2056 OF 2007

Shrinath Vilas Pardeshi. ... Applicant.

V/s.

The State of Maharashtra. ... Respondent.

Ms.Revati Mohite-Dere for the applicant.

K.R.Saste, APP for the State.

CORAM: V.C.DAGA, J.

DATED: 20th July 2007.

P.C.:

. Heard learned counsel for the applicant and learned A.P.P. for the State.

2. The applicant is seeking bail in connection with C.R.No.279/2006 registered with Swargate Police Station, Pune for the offences punishable under sections 120(B), 143, 147 to 149, 302, 506(2) of Indian Penal Code (I.P.C.).

3. The present applicant has been implicated co-accused - Ram Bharat Jagdale who has been enlarged on bail by this Court vide order dated 5th December, 2006 passed in Criminal Application No.4035/2006. Based on that order, one Mauli Ganpat Shinde was also enlarged on bail by order dated 13th June, 2007 passed

in Criminal Application No.1477/2007. So far as Rakesh Shankar Gaikwad, one of the co-accused is concerned, he is also enlarged on bail on 19th October, 2006 in Criminal Application No.3570/2006.

4. There are no eye witnesses. The blood-stained clothes were recovered after 20 days of the alleged incident. The weapon, which is recovered, prima facie; did not have any blood stains. In these circumstances, considering the material available on record I am inclined to grant bail to the applicant, subject to the following conditions:

(a) The applicant, arrested in connection with C.R.No.279/2006 registered with the Swargate Police Station, Pune shall be enlarged on bail in the sum of Rs.25,000/- with one or two local sureties to make up the said amount.

(b) The applicant shall report to the Swargate Police Station once in a week, i.e. on every Monday between 3.00 to 5.00 p.m. till conclusion of the trial.

(c) The order of bail will be given effect only after the applicant furnishes to the investigating officer the details about his

place of residence and address where he proposes to stay after he is enlarged on bail. The applicant will not change his residential address thereafter till the conclusion of trial without prior intimation to the investigating officer.

(d) The applicant shall not directly or indirectly, make any inducement or threat or pressurise any prosecution witnesses and shall not in any manner tamper with the prosecution evidence.

(e) The applicant shall co-operate with the investigating agency for disposal of the case. It is needless to mention that breach of any of the conditions by the applicant shall result in cancellation of bail.

(f) Any observation made in this order shall not be construed as finding or expression on merits of the case at the time of trial.

3. Application stands disposed of accordingly.

JUDGE